

REMARKS

By the present response, claims 20 and 72 are amended to correct their respective dependencies. Upon entry of these amendments claims 1-72 will remain pending. Reconsideration of the pending claims is respectfully requested.

The Examiner has restricted examination of claims 1-72 in this application. Specifically, the Examiner requires election between what are alleged to be three patentably distinct species of the claimed invention. In particular, the Examiner identifies:

- Species I represented by: acquiring electrical data representative of cardiac motion and non-electrical data representative of cardiac motion (claims 1-9, 33-41, 65, and 68);
- Species II represented by: acquiring non-electrical data representative of cardiac motion and data representative of respiratory motion (claims 10-20, 42-52, 66, and 69-70); and
- Species III represented by: acquiring electrical data representative of cardiac motion, non-electrical data representative of cardiac motion; and data representative of respiratory motion (claims 21-32, 53-64, 67, and 71-72).

Applicants hereby elect to prosecute Species III which is believed to include claims 21-32, 53-64, 67, and 71-72. This election is made with traverse.

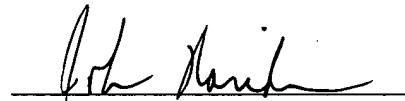
In traversing the present election requirement the Applicants respectfully note that the Examiner is mistaken in asserting that no pending claims are generic. As evidenced by the classification of the relevant species provided by the Examiner and listed above, Species I and II are clearly subsets of Species III, each reciting subject matter which is also recited in Species III. Thus Species III is generic with regard to Species I and II.

Because Species III is clearly generic relative to Species I and II, the Applicants respectfully request withdrawal of the present election requirement.

If the Examiner believes that a telephonic interview will help speed this application toward issuance, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

Date: December 2, 2005

A handwritten signature in black ink, appearing to read "John Rariden", is written over a horizontal line.

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